

REMARKS

Applicants' attorney thanks Primary Examiner Sy Luu for the courtesy of a Personal Interview conducted January 16, 2007. Mr. Brian Fitzsimons Co-CEO of DeskNetInc., an inventor of the claimed subject matter, participated in the Interview by telephone. Mr. Michael Fitzsimons, another inventor of the claimed subject matter, supported the Interview and should be included in the Interview Summary for record purposes. The background of the invention and application of the invention to a current software product marketed by DeskNetInc were discussed.. The multi dimensional qualities of the subspace and automatic resizing of the subspace to fit the content were described by and distinguished from the cited art. Applicants agreed to amend independent claims 1, 14 and 27 to include these features. The Examiner agreed the amended claims would overcome the cited art, subject to an update search.

I. Status Of The Claims

Claims 1-39 presently are pending in this Application.

Claims 1-39 are rejected under 35 U.S.C. 103(a) as being unpatentable over Arora (U.S. Patent Application Publication No. 2002/0023111) in view of Fisher (U.S. Patent No. 6,331,858).

With this response, claims 1, 3, 4,, 5, 14, 16, 18, 23, 27, 31 and 38 are amended in accordance with the Interview of January 16, 2007.

Of the presently pending claims, claims 1, 14, and 27 are independent.

II. Amendment of Claims 1, 14, and 27

The Office Action states that:

“[w]hile the Examiner agrees that resizing a boundary to fit an image is not the same as ‘resizing the selected image,’ the Examiner maintains the position that Arora’s teaching still meets the claimed limitation ... It is noted that all steps as recited in the claims could be performed or initiated by either the system or by the user. If Applicant intends to have the step of ‘resizing’ to take place automatically and without a user’s intervention as described in the Specification (paragraph [0048]), then it is suggested that the claim language should be changed to reflect such distinguishing factor accordingly”
(see Office Action p. 5; emphasis in original).

With this response, Applicants amend each of claims 1, 14, and 27 in accordance with the Office Action’s suggestion.

Applicants further amend independent claims 1, 14, and 27 to describe the subspace as having three-dimensions for content, e.g. an illustration; photo; text; multimedia components such as, but not limited to, video, hypertext, etc. as described in applicants’ specification at page 4, lines 2-6. The three dimensional aspects of content is supported in the specification at page 9, lines 9-15; page 11, lines 27-29, and page 6, lines 8-10.

Appendix II at page 8, third line from the bottom of the page describes content as a three-dimensional text box. Also, Appendix II at page 11, lines 5-11 describes a picture box.

Applicants submit the resizing and three dimensional subspace features of the claimed subject matter are supported in the specification, as described above. The Examiner agreed at the Personal Interview of January 16, 2007 the amendment of claims 1, 14 and 27 to include the resizing and multi dimensional feature of the content overcomes the cited art.

In view of the foregoing, Applicants respectfully submit that claims 1, 14, and 27 at least with the amendments herewith, as well as those claims that depend there from, are in condition for allowance.

CONCLUSION

Applicants respectfully submit that the cited art has been overcome . Entry of the amendment, allowance of the claims and passage to issue of the application are requested.

AUTHORIZATION

The Commissioner is hereby authorized to charge any fees which may be required for this submission, or credit any overpayment to Deposit Account No. 13-4500, Order No. 4301-4000.

Furthermore, in the event that a further extension of time is required, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to the above-noted Deposit Account and Order No.

Respectfully submitted,

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By: /Joseph C. Redmond, Jr./

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